

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

JOHN DOES 1 THROUGH 7,

Judgment Creditors,

v.

THE TALIBAN, AL-QAEDA,
and THE HAQQANI NETWORK,

Judgment Debtors.

Case No.: 3:20-mc-00206-FDW-DSC

NOTICE OF SUPPLEMENTARY PROCEEDINGS

To the Taliban and VTB Bank Europe SE.

In the United States District Court for the Western District of North Carolina, Case No. 3:20-mc-00206-FDW-DSC, Judgement Creditors, John Does 1 through 7 (“Doe Creditors”), have filed a supplemental execution action against the assets of VTB Bank Europe SE held in Bank of America. The Doe Creditors seek these assets to satisfy a final judgment entered in the Northern District of Texas on November 5, 2020, against the Taliban, among others, in connection with a terrorist attack in Kabul, Afghanistan on January 4, 2016. Pursuant to Federal Rule of Civil Procedure 69(a), N.C. Gen. Stat. § 1-360, and Section 201(a) of the Terrorism Risk Insurance Act of 2002, the Doe Creditors’ will seek to compel Bank of America to turn over the blocked assets of VTB Bank Europe SE. The outstanding amount of Doe Creditors’ award of compensatory damages as of the date this action was commenced is \$138,056,310.87.

This is a notice that the supplemental execution action has commenced and a writ of execution against the assets of VTB Bank Europe SE was issued on March 27, 2023.

Dated: March 30, 2023

s/ John Thornton
John Thornton

Certification of Translation Accuracy

Translation of **Notice Of Supplementary Proceedings** from **English** to **German**

As an authorized representative of RushTranslate, a professional translation services agency, I hereby certify that the above-mentioned document has been translated by an experienced, qualified and competent professional translator, fluent in the above-mentioned language pair and that, in my best judgment, the translated text truly reflects the content, meaning, and style of the original text and constitutes in every respect a complete and accurate translation of the original document. This document has not been translated for a family member, friend, or business associate.

This is to certify the correctness of the translation only. I do not make any claims or guarantees about the authenticity or content of the original document. Further, RushTranslate assumes no liability for the way in which the translation is used by the customer or any third party, including end-users of the translation.

A copy of the translation is attached to this certification.



Mike Bortscheller
Authorized Representative
Order Date: March 30, 2023

RushTranslate
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United States



IM BEZIRKSGERICHT DER VEREINIGTEN STAATEN
WESTLICHER BEZIRK VON NORTH CAROLINA
CHARLOTTE ABTEILUNG

MAX MUSTERMÄNNER 1 BIS 7,

Vollstreckungsgläubiger,

v.

DIE TALIBAN, AL-QAIDA,
und DAS HAQQANI-NETZWERK,

Vollstreckungsschuldner.

Fallnummer: 3:20-mc-00206-FDW-DSC

MITTEILUNG ÜBER ERGÄNZENDE VERFAHREN

An die Taliban und VTB Bank Europe SE.

Im Bezirksgericht der Vereinigten Staaten für den Westlichen Bezirk von North Carolina, Fallnummer 3:20-mc-00206-FDW-DSC, haben die Vollstreckungsgläubiger Max Mustermänner 1 bis 7 („die anonymen Gläubiger“) eine ergänzende Vollstreckungsklage gegen die Vermögenswerte der VTB Bank Europe SE, die bei der Bank of America gehalten werden, eingereicht. Die anonymen Gläubiger verlangen diese Vermögenswerte zur Vollstreckung eines rechtskräftigen Urteils, das im Nördlichen Bezirk von Texas am 5. November 2020 unter anderem gegen die Taliban im Zusammenhang mit einem Terroranschlag erlassen wurde, der in Kabul, Afghanistan, am 4. Januar 2016 stattfand. Gemäß der US-Zivilprozessordnung (Federal Rules of Civil Procedure) 69(a), N. C. Gen. Stat. § 1-360, und Abschnitt 201 (a) des US-Gesetzes zur Terrorismusversicherung (Terrorism Risk Insurance Act) von 2002, werden die anonymen Gläubiger versuchen, die Bank of America zu zwingen, die gesperrten Vermögenswerte der VTB Bank Europe SE zu übergeben. Der ausstehende Betrag des Schadenersatzes, der den anonymen Gläubigern zugesprochen wurde, beträgt zum Zeitpunkt der Einleitung dieser Klage 138.056.310,87 \$.

Hiermit wird bekannt gegeben, dass eine ergänzende Vollstreckungsklage eingereicht wurde und ein Vollstreckungsbescheid gegen die Vermögenswerte der VTB Bank Europe SE am 27. März 2023 ausgestellt wurde.

Datum: 30. März 2023

s/ John Thornton
John Thornton

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA

Plaintiff JOHN DOES 1 THROUGH 7 Address c/o do Campo & Thornton, P.A. 150 S.E. Second Ave., Ste. 602, Miami, FL 33131	Case Number: 3:20-mc-00206-FDW-DSC
VERSUS	EXECUTION (Rule 69, F.R.Cv.P. and G.1-313(1); GS.1C, Art. 16)
Defendant The Taliban Address	Defendant No Known Address Address

TO THE UNITED STATES MARSHAL:

By the terms of a judgment rendered in favor of John Does 1 through 7

against, The Taliban the following sums are now due:

Principal	Interest to date	Court Costs	Other	Total:
\$ 138,418,741.00	\$ 393,388.47	\$ tbd	-\$362,430.13 prior collection	\$ 138,449,699.34

For the United States Marshal's fees (see 28 U.S.C. § 1921) - \$ _____ . Post-Judgment interest is computed on the principal at the legal rate from the date shown below:

03/20/2023	Legal rate of interest: 0.12%	Date Judgment entered on docket: 11/05/2020
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You are commanded to satisfy the judgment

By demanding payment from the debtor.

Out of the personal property of the debtor, and if sufficient property cannot be found, then out of the real property belonging to the debtor on the day the judgment was entered on the docket of this Court as shown above or any time after that date.

Except as to property set off as exempt (a list of which attached) out of the personal property of the debtor within your district, and if sufficient personal property cannot be found, then out of real property belonging to the debtor on the day the judgment was docketed in this court as shown above or any time after that date.

✓ Out of the property listed below which is excepted by law from the exemptions:

From the blocked assets of the Judgment Debtor and its agencies and/or instrumentalities, as those terms are defined in the Terrorism Risk Insurance Act ("TRIA"), including but not limited to VTB Bank Europe S.E.



Frank G. Johns, Clerk

Date 3/27/2023

United States District Court

RETURN OF EXECUTION

This Writ Of Execution was served as follows:

☐ by collecting the amount owed.

☐ by levying on and selling the property of the defendant described below and returning to the court the balance shown below.

Date Of Levy	Description Of Property Levied On And Sold

Total Sum Collected	Amount Retained As Commission	Amount Retained For Expenses	Balance Returned
\$	\$	\$	\$

☐ I did not serve this Writ Of Execution because:

☐ I did not locate property on which to levy.

☐ Other: (specify)

Service Fee Paid	Date Received	Name of U.S. Marshal
\$		
Paid By	Date Executed	County
	Date Of Return	U.S. Deputy Marshal Making Return

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ORDER FOR ISSUANCE OF WRIT OF EXECUTION

THIS MATTER coming on to be heard before the undersigned Judge of
the United States District Court for the Western District of North Carolina upon Judgment
Creditors' Motion for an Order of Execution in this matter; and

IT APPEARING to the Court that:

1. Judgment was obtained pursuant to a civil action brought under the Anti-Terrorism Act, 18 U.S.C. § 2333 (hereinafter "ATA") and the Racketeer Influenced and Corrupt Organizations Act, 18 U.S.C. § 1962(b) (hereinafter "RICO") arising from an act of terrorism.
2. The Taliban, Al-Qaeda, and The Haqqani Network are each a "terrorist party" as defined by Section 201(d)(4) of the TRIA.
3. Judgment Creditors registered the Judgment with this Court on January 20, 2021.
4. Judgment Creditors now seek Writs of Execution to execute the Judgment in North Carolina against assets of the Judgment Debtors, including Judgment Debtors' blocked assets and the blocked assets of any agency or instrumentality of a Judgment Debtor, as those terms are defined in the Terrorism Risk Insurance Act, 28 U.S.C. § 1610 note ("TRIA").

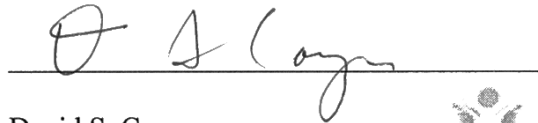
5. The Judgment has not been satisfied, vacated, or reversed.

6. Pursuant to TRIA, Judgment Debtors' blocked assets including the blocked assets of any agency or instrumentality of a Judgment Debtor, including but not limited to VTB Bank Europe SE are subject to execution or levy to satisfy the Judgment in this case. The Court makes the preliminary finding that VTB Bank Europe SE is an agency or instrumentality of the Taliban. VTB Bank Europe SE will be given the opportunity to challenge this preliminary finding prior to turnover of the assets at issue.

IT IS THEREFORE ORDERED that Writs of Execution be issued by the Clerk of the Court as to the Judgment Debtor, the Taliban, and its agencies or instrumentalities, including but not limited to VTB Bank Europe SE for the collection of the Judgment as provided for herein.

SO ORDERED.

Signed: March 20, 2023

A handwritten signature in black ink, appearing to read "D. S. Cayer", is written over a horizontal line.

David S. Cayer
United States Magistrate Judge

